

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION**

ALVARO MARTINEZ-FELIX,	§	
Institutional ID No. 17765-030	§	
	§	
Plaintiff,	§	
	§	
v.	§	CIVIL ACTION NO. 5:21-CV-00282-C
	§	
MANAGEMENT & TRAINING	§	
CORPORATION (MTC), <i>et al.</i> ,	§	
	§	
Defendants.	§	

**ORDER ACCEPTING REPORT AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions, and a recommendation in this case. Plaintiff did not file any objections and the time to do so has passed. The District Court made an independent examination of the relevant portions of the record in this case and reviewed the Magistrate Judge's Report and Recommendation for plain error. Finding none, the Court **ACCEPTS** and **ADOPTS** the Findings, Conclusions, and Recommendation of the United States Magistrate.

IT IS THEREFORE ORDERED that

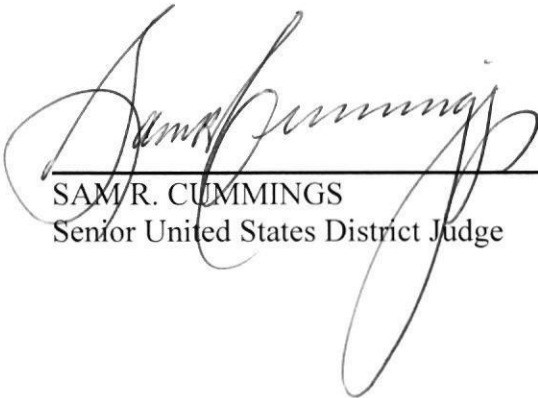
- 1) Plaintiff's FTCA and state-law claims are **DISMISSED** without prejudice, and
- 2) Plaintiff's remaining claims are **DISMISSED** with prejudice for failure to state a claim under 28 U.S.C. §§ 1915(e)(2)(B) and 1915A.

Plaintiff is advised that if he appeals this Order, he will be required to pay the appeal fee of \$505.00 pursuant to the PLRA, and he must submit an application to proceed *in forma pauperis* and a 6-month Certificate of Inmate Trust Account at the same time he files his notice of appeal.

All relief not expressly granted and any pending motions are denied.

Judgment shall be entered accordingly.

Dated September 19, 2022.



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SAM R. CUMMINGS  
Senior United States District Judge